1953. File No. ULS 1653 part (I)

Karnatak B Class

Rehabilitation DEPARTMENT

A BRANCH

774 Rev (1) dt 22/2/37

Subject:— Urban Rehabilitation loans Scheme

Postponement of recovery of loans on the strength of verified claims — in respect of

F.S. 269 No. 26 57

Bl. Del. 4/11/53

Karnatak B Class D-4

4' 9 (E.

File No. ULS 1653 -- part (L.)

Ltd. Sectt. Slip 24 A

Letter

No. RFG/Ws. 3447
Dhulia, 8-53

To
The Secretary to the Govt of Bombay.
Rehabilitation Department.
Bombay.

Subject:- Recovery of loan from the displaced persons having verified claims... postponement of------

Reference:- Govt. Resolution Rehabilitation Department No. R-39-A dated the 6th September 1952.

Para 2 of the Govt. Resolution No. quoted --- above directs that the amo-unt outstanding (Principal plus interest) shown in item (7) of the form of application - should tally with the amount outstanding as shown in the re covering authority's endorsement. To satisfy the above requirements, it becomes necessary for the recovering authority to show the amo unt outstanding in his endorsement as on the date mentioned in column No 6 of item No. 7 of the application form. But the chief Claims Commissioner, New Delhi has returned the application stationg that the total outstanding amount (Principal plus interest) may be given uptodate on which the application was forwarded by the recovering authority A copy of sample letter received from the Chief Settlement Commissioner, New Delhi is enclosed for ready reference. If thie is tobe observed, it will not be possible to carry out the instructions.. contained in para 2 of the Govt. Resolution quoted above.

I may therefore be instructed whether the total outstanding amount may be given in the endorsement as on t daremention ed in the Column 6 of item 7 of the applicati shown by the applicatn or it may be given upto date on the application is tobe forwarded by me.

Early instructions are solicited.

For Collector W./

RSK 12/7

Registered.

No. F-317(94)-L53.
Govt. of India.
Ministry of Rehabilitation.
Office of the Chief Settlement Commissioner.

Khan Market, New Delhi.1.
Dated the 3-7-53.

From:- The Chief Settlement Commissioner &
Ex-officio Joing Secretary to the
Government of India.

To The Collector of West Khandesh (Bombay).

Subject:- Postponement of recovery of Govt. Dues from
Shri. Vadhannai son of
Shri. Santunai originally
resident of district Sukkur.

Sir,

I am to return herewith an application together with the relevent papers (in original) received under your endorsement No RFC/Loan Recovery-109 dated the 25-5-53 for the following reasons:-

1. The claim has been verified in the name of Shri.... and the dues are outstanding against Shri..... It is therefore, requested that an undertaking in the prescribed form (copy enclosed) may please be executed jointly by.....so that the repayment of dues become the joint responsibility of.....
2. (a) Column No 10 of the application form has altogether been deleted. Only the in applicable portion may be struck out.
3. (b) The in-applicable portionm of Column No 10 of the application form has not been deleted, which may please be struck off now.
   (c) Column No of the application form has been deleted which should not be struck out.
3. It is presumed that the amount of next instalment due has been shown by you in the endorsem nt, while the total outstanding amount due should be given as on...
4. It appears from the application that some dues are also outstanding against the applicant on account of.. of which no mention has been made in your endorsement, which may please be given now.
5. (a) The amount outstanding has been given in the endorsement as on 11-2-53, which date has since passed. It is requested that the total outstanding amount (Principal Interest) may please be given upto date on which the application was forwarded by you.

   (b) The figures of outstanding amount given in column 7 of the application do not tally with total outstanding amount given in the endorsement. This may please be rectified. Column No.7 of the application should be filled in as required in this letter No. F-1-I/52 of 21-7-52.
   (c) The amount of interest has not been specifically given or has not been given upto date in the endorsement. It is requested that the total outstanding amount (Principal Interest) due..... should be given in the endorsement.
6. It appears that the amount of penalty has also been included in the total outstanding amount given in the endorsement. The amount of penalty is not adjustable against compensation and should therefore be

be excluded from the total amount due.

7. (a) In para 1 of the undertaking, the date from which the loan was advanced has not been given which may kindly be given now.
(b) The date from which the amount is to be repaid has not been given in para 2 of the undertaking which may kindly be inserted now.
(c) This is not clear from the application and the undertaking as to what is the relationship between the borrowar and the claimant and whether it is covered by this office letter No. F.1(1)-L/52 dated the 8th July, 1952 and the 4th September, 1952 respectively.
(d) The amount which is to be repaid has been shown as Rs..... which seems to be incorrect. Either it should be Rs..... to be repaid with effect from.....or Rs... to be repaid with effect from.....
(e) The name of the borrower has not been included in para 2 of the undertaking. His name may invariably be included and he should be asked to sign the undertaking.
(f) According to the prescribed form, 2 withnesses should sign the undertaking, whereas only.....
(g) The undertaking should be attested by the first class Magistrate and the court stamp may be got affixed.

8. It appears from the verification order that the claimant was advanced a loan of Rs.....but in his application the borrower,has mentioned only Rs.....This descripancy may kindly be rectified.

9. The applicant has signed his application in...script but in verified claim he has signed in... script. This may kindly be verified whether he is one and the same person.

10. In para 2 of the undetaking, it has been stated that a loan of Rs...was advanced to the applicant but as a matter of fact house/plot/shop was purchased by him. It is requested that actual facts may be stated.

11. It appears from the verification order rnat Shri....was also advanced a loan of Rs.....This office may please be informed whether he has since repaid the amount. If not he may please be asked to apply for postponement, failing which recovery may please beeffected in the normal course.

12. The claimhas been verified in thename of Shri.....but in the application the name of the borrower has been stated as Shri.....This descripancy may please be rectified.

13. The rate of interest may please be shown in the undertaking. The Act under which the loan was advanced may p please be stated in the undertaking.

It is requested that the papers may please be sent back to this office after completion at an early date.

Yours faithfully

Sd/-

For Chief Settlement Commissioner

RSK 12/7

IMMEDIATE.

No. ULS/1653/34610-A
Rehabilitation Department.
Secretary, etc. Septemner 1953.

To
The Chief Settlement Commr. and
Ex-Officio Jt. Secretary to the Government of India.
Ministry of Rehabilitation,
Gokhale Market, DELHI.

Subject:- Postponement of recovery of Govt. dues from displaced persons having verified claims.

Sir,

I am directed to referto your letter No. F-1(1)-L/52 dated the 21st July 1952 on the above subject, and to state that according to the instructions contained in para 2 thereinthe amount outstanding (Principal plus interest) shown in item 7 of the application should tally with the amount outstanding shown in the recovering authority's statement. It, however, appears from your letter to the Collr. of W.K. No. F.317(94)-L/53, dated the 3rd July 1953, that you have returned an application to him for the rason stated at serial number 5(a) thereinthereinthereinth

endorsements on applications forwarded by them the total amount outstanding as on the date of the application and the total amount, if any, outstanding from the date of the application to the date of the endorsement separately. The favour of a very early reply is requested.

Yours faithfully,

c/c. Id/-

Assistant Secretary to the Govt. of Bombay
Rehabilitation Department.

Copy forwarded compliments to Collector of Western Khandesh for U.P. W.r. & L. L. No RFG/WS. 3447 dated 1953

Forwarded for information and necessary action to:-

The Collector of Bombay & B.S.D. (Rehabilitation Branch), All other Collrs. (except the Collector of Thana), All Assistant Regrs. of C.S. } with ref. to para. 2 of G.R. RHD., No.R.39/A, dated the 6th September 1952

The E.D. with reference to G.E.RHD. No. R.39/26653/A dated the 18th Sept. 1952.

2. Pending further instructions from the Govt. of India, it is requested that the following certificate may be substituted for the certificate contained in the form of endorsement to be filled by the recovering authority, prescribed in G.R., RHD., No. R.39/A, dated the 6th September 1952, viz.)

"(1) Certified that on the (state date of endorsement..... .....total amount of Rs. (in words) ....., as detailed below, was outstanding against the applicant on account of

Loan plus interest sanctioned under the Small Urban Loans Scheme/ House-Building Loans Scheme

unpaid instalments on account of purchase of house/plot from Govt. at.....

Amount outstanding on (state date of application).....Rs.

Amount outstanding from (state date of application) ..... to (state date of endt.).....Rs.

TOTAL: Rs.

3. The E.D. is requested to issue suitable provisional instructions in the matter to the recovering authorities under the scheme for loans for education of displaced students in India or abroad

IMMEDIATE.

No. ULS.1553/34610-A
Rehabilitation Department.
Secretariat (Annexe), Fort,
Bombay, 26 September, 1953.

From

Shri J.C. FERNANDEZ, B.A., B.Sc.,
Assistant Secretary to the Government of
Bombay. Rehabilitation Department.

To.

The Chief Settlement Commissioner and
Ex-Officio Joint Secretary to
the Government of India,
Ministry of Rehabilitation,
Gokhale Market,
NEW DELHI.6.

Subject:- Postponement of recovery of Government dues from displaced persons having verified claims.

Sir,

I am directed to refer to your letter No.F-1(1)-L/52, dated the 21st July 1952, on the above subject, and to state that according to the instructions contained in paragraph 2 therein the amount outstanding (principal Plus interest) shown in item 7 of the application should tally with the amount outstanding shown in the recovering authority's statement. It, however, appears from your letter to the Collector of West Khandesh, No.F.317(94)-L/53 dated the 3rd July 1953, that you have returned an application to him for the reason stated at serial number 5(a) therein, Viz., that the total outstanding amount (principal) Plus interest) was not given upto the date on which the application was forwarded by him. It will be seen that as the amount outstanding is given in item 7 of the application as on the date of the application, it will not tally with the amount outstanding shown in the recovering authority's endorsement unless the latter amount is also given as on the date of the application. I am, therefore, to solicit further instructions as to whether the total outstanding amount should be given in the recovering authority's endorsement as on the date of the application or as on the date of the endorsement.

Yours faithfully,

Id/-

(J.C. FERNANDEZ).
Assistant Secretary to the Government
of Bombay, Rehabilitation Department.

Copy forwarded with compliments to the Collector of West Khandesh for information with reference to his letter No. RFG/Ws. 3447, dated the August 1953.

Id/-
3/9/53

No.F--1(9)-L/53
Government of India
Ministry of Rehabilitation
Office of the Chief Settlement Commissioner.
(Settlement Wing)

Gokhale Market, Delhi-6
Dated the 14the October, 53

From:-

The Chief Settlement Commissioner &
Ex-Officio Joint Secretary to the
Government of India.

To

The Secretary to the Government of Bombay.
Rehabilitation Department,
Secretariat (Annexe), Fort, Bombay-1

Subject:- Postponment of recovery of Govt. dues from displaced persons, having verified claims.

Sir,

With reference to your letter NO:ULS-1653/34610-A, dated the 26th September, 1953, on the subject cited above, I am directed to state that the total outstanding amount should be given in the Recovering authocity's endorsement, as on the date of forwarding the application Before sending postponement applications to this office, column 7 of the applications should be checked up by the Recovering authorities and corrections, if necessary, made so that the amount shown in column 7 tallies with that mentioned in the endorsement.

Yours faithfully,

(K.S. Kane)
Assistant Settlement Commissioner
to the Government of India.

RSK 13/7

Below a copy of a letter from the Chief Settlement Commissionar and Ex-Officio Joint Secretary to the Government of India, Ministry of Rehabilitation, No. F-1(9)-L/53, dated the 14th October 1953.

No ULS 1653/41150-A
Rehabilitation Department.
Secretariat (Annexe), Fort,
Bombay, 27th October, 1953.

Forwarded with compliments to the Collector of West Khandesh for information and guidance with reference to the correspondence resting with Government, Endorsement, Rehabilitation Department, No. ULS 1653/--34610-A. dated the 26th September, 1953.

By order and in the name of the
Governor of Bombay,

(J.C. FERNANDEZ).
Assistant Secretary to the Government of Bombay
Rehabilitation Department

Copy, together with copies of its accompaniment and Government letter, Rehabilitation Department No. ULS---1653/34610-A, dated the 26th September 1953, addressed to the Chief Settlement Commissioner, forwarded with compliments to:-

The Collector of Bombay and Bombay Suburban District (Rehabilitation Branch), Bombay.

All Other Collectors (except the Collector of Thana),

The Administrator, Ulhasnagar Township,

The Administrator, Sardarnagar Township,

} for information and guidance with reference to paragraph 2 of Government Resolution, Rehabilitation Department, No. R.39/A dated the 6th September 1949.

All Assistant Registrars of Co-operative Societies,

The Education Department, for information and necessary action, so far as that Department is concerned, in continuation of Government Endorsement Rehabilitation Department, No.R.39/26653-A. dated the 18th September, 1952

RSK 13/7 2&Id/-

Copy of Government Letter, Rehabilitation Department No. ULS.1653/34610-A dated the 26th September 1953, addressed to the Chief settlement Commissioner and Ex-Officio Joint Secretary to the Government of India, Ministry of Rehabilitation Gokhle Market, New Delhi-6

Subject:- Ponstoponement of recovery of Govt. dues from displaced persons having verified claims.

I am directed to refer to your letter No.F-1(1)-L/52, dated the 21st July 1952, on the above subject, and to state that according to the instructions contained in paragraph 2 therein the amount outstanding(principal plus interest) shown in item 7 of the application should tally with amount outstanding shown in the recovering authority's skatement. It however, appears from your letter to the Collector of WestKhandesh, No. F. 317(94)-L/53 dated the 3rd July 1953, that You have returned an application to him for the reason stated at serial number 5(a) therein, viz., that the total outstanding amount (principa plus interest) was not given upto the date on which the application was forwarded by him. It will be seen that as the amount outstanding is given in item 7 of the application as on the date of the application, it will not tally with the amount outstanding shown in the recovering authority's endorsement unless the latter amount is also given as on the date of the application. I am, therefore, to solicit further instructions as to whether the total outstanding amount shold be given in the recovering authority's endorsement as on the date of the application or as on the date of the endorsement.

Id/-
2/11/53.

RSK. 13/7